



LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

AGENDA - REGULAR MEETING

Date: June 2, 2004

Time: Closed Session 5:30 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Conference with Human Resources Director, Joanne Narloch, concerning Vacation Accrual Cap Policy regarding all bargaining units and unrepresented employees pursuant to Government Code §54957.6 (HR)
- b) Conference with Human Resources Director, Joanne Narloch, regarding Association of Lodi City Employees concerning Maintenance and Operators pursuant to Government Code §54957.6 (HR)
- c) Actual Litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- d) Actual litigation: Government Code §54956.9(a); one case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- e) Conference with legal counsel – initiation of litigation: Government Code §54956.9(c); two cases
- f) Conference with legal counsel – anticipated litigation – significant exposure to litigation pursuant to subdivision (b) of Section 54956.9; one case; pursuant to Government Code §54956.9(b)(3)(A) facts, due to not being known to potential plaintiffs, shall not be disclosed
- g) Actual Litigation: Government Code §54956.9(a); one case; City of Lodi, a California Municipal Corporation, and Lodi Financing Corporation, a California nonprofit corporation v. Lehman Brothers, Inc. and US Bank National Association, United States District Court, Eastern District of California, Case No. CIV. S-04-0606 MCE-KJM

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Pastor Chris Guadiz, Fairmont Seventh Day Adventist Church

C. Pledge of Allegiance

D. Presentations

D-1 Awards – None

D-2 Proclamations – None

D-3 Presentations

- a) Presentation by the Greater Lodi Area Youth Commission regarding Honoring Teens Program (COM)
- b) Presentation regarding Lodi Area All Veterans' Foundation events (CM)

E. Consent Calendar (Reading; comments by the public; Council action)

- E-1 Receive Register of Claims in the amount of \$3,938,837.78 (FIN)
- E-2 Approve minutes (CLK)
- a) April 21, 2004 (Regular Meeting)
 - b) April 27, 2004 (Special Meeting)
 - c) May 11, 2004 (Shirtsleeve Session)
 - d) May 11, 2004 (Special Meeting)
 - e) May 18, 2004 (Shirtsleeve)
 - f) May 18, 2004 (Special Meeting)
 - g) May 19, 2004 (Adjourned Special Meeting)
 - h) May 21, 2004 (Adjourned Special Meeting)
 - i) May 21, 2004 (Special Meeting)
 - j) May 25, 2004 (Shirtsleeve Session)
- Res. E-3 Adopt resolution awarding the bid for purchase of one AC HiPot Tester to the sole bidder, High Voltage Inc., of Copake, New York, and appropriate funding (\$6,788.25) (EUD)
- Res. E-4 Adopt resolution authorizing the purchase of 122 40-caliber Glock pistols and 30 Glock magazines from LC Action Police Supply, of San Jose (Asset Seizure \$20,569.77) (PD)
- Res. E-5 Adopt resolution awarding contract for the Water and Wastewater Main Replacement Program – Project No. 2 to Crutchfield Construction Company, of Lodi; and appropriate \$2,350,000 for the project (PW)
- Res. E-6 Adopt resolution approving the Improvement Agreement for the public improvements for 2650 West Lodi Avenue and appropriate funds for the required reimbursements (\$8,220) (PW)
- Res. E-7 Adopt resolution approving Fire Mid-Management Addendum to Statement of Benefits (unrepresented) (HR)
- Res. E-8 Adopt resolution ratifying the San Joaquin Council of Governments' Annual Financial Plan for Fiscal Year 2004-05 (PW)
- E-9 Authorize funds from the Protocol Account for the City Council to host a reception honoring citizen volunteer service and retirements on various boards and commissions (approximately \$5,500 / \$20 per person) (CLK)
- Res. E-10 Adopt resolution appointing James R. Krueger as City of Lodi Treasurer (CM)
- Res. E-11 Adopt resolution approving application for Wastewater Infrastructure EPA Grant and authorize City Manager to execute appropriate documents (PW)

F. Comments by the public on non-agenda items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Public Hearings

- G-1 Continue public hearing to July 21, 2004, to consider an appeal received from Key Advertising, Inc., regarding the Planning Commission's decision to deny the request of Key Advertising for a Use Permit to allow a 75-foot-high electronic display sign and a Variance to double the maximum allowable sign area from 480 square feet to 960 square feet to be located at 1251 South Beckman Road (CD)

H. Communications

- H-1 Claims filed against the City of Lodi - None
- H-2 Reports: Boards/Commissions/Task Forces/Committees - None
- H-3 Appointments
 - a) Appointments to the East Side Improvement Committee (CLK)
- H-4 Miscellaneous – None

I. Regular Calendar

- Ord. I-1 Adopt urgency ordinance repealing and reenacting Lodi Municipal Code §13.04.130 and
(Adopt urgency ord.) establishing low-income discounts for water, sewer, and refuse services and adopt resolution
Res. establishing discounts (PW)
- Res. I-2 Adopt resolution approving the retention of Folger Levin & Kahn as outside counsel and approving
waiving the joint representation conflict (CA)
- I-3 Consideration of various matters pertaining to the November 2, 2004, General Municipal
Election (CLK):
 - Res. a) Resolution calling and giving notice of the holding of a General Municipal Election
 - Res. b) Resolution approving entering into a contract with the County of San Joaquin for the County
Registrar of Voters to provide certain services
 - Res. c) Resolution regarding impartial analyses, arguments, and rebuttal arguments for any
measure(s) that may qualify to be placed on the ballot
 - Res. d) Resolution adopting regulations pertaining to the candidates' statements
- I-4 Discussion and possible action regarding the proposed Large-Scale Retail Initiative and request by
the Small City Preservation Committee for the Council to place the measure on the November 2,
2004 ballot, with the exclusion of the reference to outside retail areas (CLK)
- I-5 Discussion and possible action regarding option to refer the proposed Large-Scale Retail Initiative
measure to any city agency or agencies for a report on its effect on municipal operations
(pursuant to California Elections Code Section 9212) (CLK)
- I-6 Introduction of draft fiscal year 2004-05 Financial Plan and Budget (CM)
- Ord. I-7 Introduce ordinance amending Lodi Municipal Code Chapter 12.12 – Parks – by adding
(Introduce) Article IV, "Skate Parks," relating to skate park regulations (PR)
- Ord. I-8 Introduce ordinance amending Title 10, Chapter 10.44, "Stopping, Standing, and Parking," by
(Introduce) adding section 10.44.170 related to disabled parking regulations (PD)
- I-9 Discussion and possible action regarding a proposed City of Lodi Code of Ethics and Values (CM)

J. Ordinances – None

K. Adjournment to the following agency meetings:

- K-1 Meeting of the Lodi Public Improvement Corporation
- K-2 Meeting of the Industrial Development Authority
- K-3 Meeting of the Lodi Financing Corporation
- K-4 Meeting of the City of Lodi Redevelopment Agency

L. Comments by the City Council Members on non-agenda items

M. Comments by the City Manager on non-agenda items

N. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston, City Clerk



LODI CITY COUNCIL
Carnegie Forum
305 West Pine Street, Lodi

AGENDA - Lodi Public Improvement Corp.

Date: June 2, 2004

Time: 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

Telephone: (209) 333-6702

***MEETING OF THE
Public Improvement Corporation (PIC)
of the City of Lodi***

- A. Call to order – President
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by public on non-agenda items
- F. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
Secretary
Lodi Public Improvement Corporation



LODI CITY COUNCIL
Carnegie Forum
305 West Pine Street, Lodi

AGENDA - Industrial Development Authority

Date: June 2, 2004

Time: 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston

City Clerk

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Industrial Development Authority (IDA)
of the City of Lodi

- A. Call to order – Chairperson
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by public on non-agenda items
- F. Adjournment

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Susan J. Blackston
Secretary
Industrial Development Authority



LODI CITY COUNCIL
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AGENDA - Lodi Financing Corporation

Date: June 2, 2004

Time: 7:00 p.m.

For information regarding this Agenda please contact:

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MEETING OF THE
Lodi Financing Corporation

- A. Call to order – President
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- Res. D. Adopt resolution approving the retention of Folger Levin & Kahn as outside counsel and approving waiving the joint representation conflict (CA)
- E. Other business
- F. Comments by public on non-agenda items
- G. Adjournment

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Susan J. Blackston
Secretary
Lodi Financing Corporation



LODI CITY COUNCIL
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AGENDA – Redevelopment Agency
Date: June 2, 2004
Time: 7:00 p.m.

For information regarding this Agenda please contact:

Susan J. Blackston
City Clerk
Telephone: (209) 333-6702

MEETING OF THE
Redevelopment Agency
Of the City of Lodi

- A. Call to order – Chairperson
- B. Roll call to be recorded by Secretary
- Res. C. Resolution electing new Officers
- D. Other business
- E. Comments by public on non-agenda items
- F. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Susan J. Blackston
Secretary
Redevelopment Agency of the City of Lodi